

JOURNAL OF THE SENATE

Monday, May 22, 1933

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Saturday, May 20, 1933.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Saturday, May 20, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Anderson, Chairman of the Committee on Banking, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Banking, to whom was referred:

House Bill No. 482:

A bill to be entitled An Act to authorize and empower liquidators and receivers of closed State Banks to borrow money from the Reconstruction Finance Corporation, or other party, and to pledge and/or sell the assets of any such bank.

Committee Amendment Suggested: Amendment No. 1: Strike out Section 1 and insert the following as Section 1: Any liquidator or receiver of an insolvent State Bank or Trust Company shall have the right to borrow money from any person, firm or corporation including the Reconstruction Finance Corporation and to pledge or mortgage any part or all of the assets of such insolvent bank to secure the payment of such moneys borrowed, upon such terms and conditions as the Comptroller may approve and such conditions may, in addition to any other terms and conditions, also include restrictions either in whole or in part of the payment of any money to depositors or other creditors of such insolvent bank until the money so borrowed shall have been repaid in full, provided, that any such pledge or mortgage shall be confirmed by the Circuit Court. The holder of any such pledge or mortgage shall have the right to enforce such pledge or mortgage as any other pledge or mortgage and may exercise any rights given by such contract or pledge or mortgage.

Have had the same under consideration, and recommend that the same, with amendment thereto, do pass.

Very respectfully,

S. W. ANDERSON,

Chairman of Committee.

And House Bill No. 482, contained in the above report, together with committee amendment, was placed on the Calendar of Bills on second reading.

Also—

Senator MacWilliams, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Claims, to whom was referred:

House Bill No. 1221:

A bill to be entitled An Act for the relief of the City of Pensacola, a municipal corporation, directing the Comptroller of the State of Florida to cancel certain tax certificates against certain municipally owned property.

And offer the following amendment to House Bill No. 1221: In Section 1, last line (typewritten bill), strike out the word "or" and insert in lieu thereof the following: "and".

Have had the same under consideration, and recommend that the same, with amendment, do pass.

Very respectfully,

W. A. MacWILLIAMS,

Chairman of Committee.

And House Bill No. 1221 with committee amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Turner, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendment) after third reading, passed as amended:

Senate Bill No. 739:

A bill to be entitled An Act requiring the giving of notice of the appointment of a receiver, by publication of a notice in each County of the State and by notice to the State Treasurer, of insurance, indemnity or surety companies under the provisions of Senate Bill No. 288, Acts of 1933, and Committee Substitute for Senate Bill 350, Acts of 1933, and providing a limitation of time within which to file claims against such insurance, indemnity or surety companies in receivership, to one year from the date of the appointment of such receiver.

Amendment:

In Section 1, lines 8, 9 and 10 (typewritten bill), strike out the words: "and in a newspaper published in each of the other Counties of the State once each week for two consecutive weeks."

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 739, contained in the above report, was ordered to be certified to the House of Representatives.

Also—

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1037:

A bill to be entitled An Act authorizing the Board of County Commissioners of Highlands County, Florida, to issue and sell certain interest-bearing time warrants of said County for certain purposes and providing for the assessment and collection of a fund with which to pay said warrants and the interest thereon.

Also—

House Bill No. 956:

A bill to be entitled An Act authorizing the Board of County Commissioners of Orange County to exceed the expenditures in one or more sub-items of the fine and forfeiture item of the Orange County Budget for the fiscal year 1932-1933.

Also—

House Bill No. 1050:

A bill to be entitled An Act to amend "An Act to abolish

the present municipal government of the City of Coral Gables, Dade County, Florida, and create, establish and organize a municipality to be known and designated as the City of Coral Gables, and to define its territorial boundaries, and to provide for taxes, government, jurisdiction, powers and privileges," approved May 8th, 1929.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—
Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Concurrent Resolution No. 17:

A Concurrent Resolution relating to an invitation to the Governor to address the House and Senate.

Also—
House Bill No. 1043:
A bill to be entitled An Act authorizing the acceptance by the City of Kissimmee of matured or unmatured City bonds or other obligations and/or matured interest coupons at the face thereof, in settlement of delinquent City taxes provided the costs and fees legally accrued thereon are paid in cash.

Also—
House Bill No. 1045:
A bill to be entitled An Act authorizing the City Commissioners of the City of Kissimmee, Florida, to adjust delinquent and unpaid City taxes on the basis of the City assessment roll for 1932, and to remit accrued interest thereon, provided the principal amount of tax and the costs and fees due the City Attorney as collector of delinquent City taxes are paid on or before November 30, 1933.

Also—
House Bill No. 1120:
A bill to be entitled An Act authorizing the Town Commission of the Town of Dundee, Florida, to sell delinquent ad valorem tax certificates for taxes levied on real estate and special assessments certificates, and providing the manner and term of such sale.

Also—
House Bill No. 1039:
A bill to be entitled An Act authorizing the City of Tampa to accept in payment of any special assessment lien levied under authority of the Tampa Local Improvement Act, bonds of the City of Tampa which have been issued by said City in pursuance of and under the authority of the Tampa Local improvement Act.

Also—
House Bill No. 1060:
A bill to be entitled An Act to apportion equally between the Board of County Commissioners and the Board of Public Instruction in Glades County, Florida, all monies received from race track taxes under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, and requiring the State Comptroller to draw separate warrants for said boards.

Also—
House Bill No. 1125:
A bill to be entitled An Act to repeal Sections 1, 2, 3 and 4, of Chapter 15802 of the Special Acts of the 1931 Legislature, relating to the regulation of fishing in Boca Ceiga Bay

and all tributaries thereof south of Old Indian Pass and north of the Corey Memorial Causeway and Bridge. Also repealing an Act regulating fishing on either side of the passes and inlets into said Boca Ciega Bay from the Gulf of Mexico.

Also—
House Bill No. 408:
A bill to be entitled An Act authorizing, directing and empowering the City of Crystal River, Florida, to receive and accept bonds in settlement of taxes, paving assessments or any indebtedness of said City and providing for the destruction of such bonds so received.

Also—
House Bill No. 409:
A bill to be entitled An Act authorizing, directing and empowering the Board of County Commissioners in Counties having a total assessed valuation not less than \$2,055,810.00 and not more than \$2,055,850.00 for the year 1932 and having a total population according to the 1925 census of 5,374 and having a total area of 396,800 acres to receive and accept bonds and interest coupons issued by said County or any special tax district for the settlement of all taxes due said County for any County or school fund or for any special tax school district, or any other indebtedness due by said County and providing for the destruction of any bond or bonds so received.

Also—
House Bill No. 1095:
A bill to be entitled An Act to re-define and declare the corporate boundaries of the City of Sanford, Florida, a municipal corporation created and existing under and by virtue of Chapter 9897, Laws of Florida, Acts of 1923, and amendments thereof, and preserving the liens of said City of Sanford, Florida, upon all real and personal property excluded from the present boundaries thereof hereby for taxes heretofore levied and assessed by said City of Sanford, Florida, upon said real and personal property so excluded, and the liens of said City of Sanford, Florida, upon any real property excluded hereby for special assessments for public improvements made by said City of Sanford, Florida, and authorizing the enforcement of said liens, but exempting said real and personal property from assessment for taxes by said City of Sanford, Florida, for the year 1933, and thereafter.

Also—
House Bill No. 119:
A bill to be entitled An Act for the relief of W. H. Milton, D. A. McKennon and W. J. Daniel, individually, and as trustees for Court House Bond Fund for Jackson County, Florida, on account of loss arising out of a deposit belonging to said fund in the Peoples Bank of Marianna, Florida, when it became insolvent and ceased to do business.
Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills and Resolution contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—
Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 18, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1094:
A bill to be entitled An Act providing for the redemption in certain cases of a part of any real estate from the lien of Taxes or special assessments assessed and levied by the City of Marianna, Florida, with certain limitations, and prescribing

ing the basis upon which such redemption shall be made and the procedure to be followed.

Also—

House Bill No. 1093:

A bill to be entitled An Act relating to the City of Marianna, Florida and providing for the assessment of taxes against any real estate therein that has escaped taxation for the year 1924, or any subsequent year, the time and manner that such assessment shall be made, the effect thereof, and providing for the collection of interest on such taxes.

Also—

House Bill No. 1123.

A bill to be entitled An Act prohibiting the taking, catching, or gathering any fish from the waters of Sumter County, Florida, for sale by the use of trot lines, nets, guns or traps of any kind, for the taking of fish of any kind from the waters of Sumter County, Florida, providing for enforcement of this Act and providing a penalty for the violation thereof.

Also—

House Bill No. 1092:

A bill to be entitled An Act to empower the City Council of the City of Marianna, Florida, to prescribe by ordinance, maximum rates and charges for the supply of water gas or electricity furnished to said City and the inhabitants thereof and requiring any individual, company or corporation authorized to furnish such supply to furnish information to said City relating to its business and operation, specifying the information to be given and by whom, and authorizing the City Council to prescribe penalties for failure to furnish the same.

Also—

House Bill No. 856:

A bill to be entitled An Act validating and legalizing certain sales of tax certificates by the Clerk of the Circuit Court of Pasco County, Florida, or by the Board of County Commissioners of said County, prior to the first day of March, 1933, the purchase price of which certificates was paid in bonds.

Also—

House Bill No. 1149:

A bill to be entitled An Act remitting interest on delinquent drainage taxes of North St. Lucie River Drainage District in St. Lucie County, Florida, for the year 1931 and prior years; providing that delinquent drainage taxes for said District for the year 1932 and succeeding years shall bear penalty at rate of ten per cent. per annum for the first year and at rate of eight per cent. per annum each year thereafter; and providing that drainage tax certificates now owned by said district shall be redeemable in full, before issuance of Master's Deed thereon, at face value less all interest on the principal of delinquent tax included therein and without interest on the face of the certificate.

Also—

House Bill No. 1110:

A bill to be entitled An Act providing an additional, supplemental or alternative method for collection of taxes and enforcing the collection of taxes by the Town of Mount Dora, Florida.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report.

Senate Chamber,

Tallahassee, Fla., May 19, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1131:

A bill to be entitled An Act to amend An Act to abolish the present municipal government of the City of Fort Pierce, in the County of St. Lucie, Florida, and to establish, organize and constitute a municipality to be known as the City of Fort Pierce, and to define the territorial boundaries and to provide for its jurisdiction, powers and privileges; to grant to the said City power to levy excise sales taxes; to authorize the separate payment of taxes levied for several purposes; to provide for the payment of special assessment liens and taxes and the mediums of payment, and the payment of taxes and special assessments with bonds, interest coupons and other evidences of debt for the division of liens for special assessment for public improvements; to validate tax levies of the City of Fort Pierce; to grant certain conditional powers to the City of Fort Pierce and to the City Commissioners of the City of Fort Pierce, and for other purposes.

Also—

House Bill No. 1019:

A bill to be entitled An Act relating to the office of County Attorney, in and for Columbia County, Florida, providing for the manner of election thereof, prescribing the duties of said officer, fixing the term of office of said officer, and the compensation to be paid to said officer, and repealing all laws and parts of law in conflict therewith.

Also—

House Bill No. 209:

A bill to be entitled An Act relating to the deposit of moneys paid into the several Courts of this State, and the withdrawal thereof.

Also—

House Bill No. 1133:

A bill to be entitled An Act authorizing the acceptance and exchange of bonds or interest coupons or other obligations of all Counties having a population of not less than 7,000 and not more than 7,250 according to the last State or Federal Census, and other taxing districts and municipalities located within said Counties at par in redemption of lands from tax sales and in payment in part or in full of other taxes due same.

Also—

House Bill No. 746:

A bill to be entitled An Act amending article 5, of Chapter 12877 of the Laws of Florida, Acts of 1927, entitled: "An Act to abolish the municipality created by Chapter 11519 of the Acts of the Legislature of the State of Florida, approved November 25, 1925, and designated the City of Hollywood, County of Broward, State of Florida, and to create and establish a municipal corporation to be known as the City of Hollywood; to provide a Charter for said City; to define its territorial limits, to provide for its government; and to prescribe its jurisdiction."

Also—

House Bill No. 1141:

A bill to be entitled An Act to create a County Budget Commission in Counties of Florida having a population of not less than seventy thousand (70,000) and not more than one hundred fifty thousand (150,000) by the last preceding State or Federal Census; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare Board, and all other boards, commissions and officials of such Counties or of taxing districts, situate therein authorized to raise and expend moneys for County or district purposes.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—
Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 22, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Joint Resolution No. 113:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relative to Cities and Counties.

Also—

Senate Bill No. 372:

A bill to be entitled An Act to provide for the purchase, distribution and administration of anti-hog cholera serum and hog cholera virus in the State of Florida by the State Live Stock Sanitary Board; making appropriation therefor and creating a fund to be known as the serum fund.

Also—

Senate Bill No. 519:

A bill to be entitled An Act to create a County Budget Commission in Sumter County, State of Florida; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and method of appointment or election of members thereof; and to authorize such County Budget Commission to make and control the budgets of receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, and all other Boards, Commissions and officials of such County or of taxing districts (except School Districts) situate therein authorized to raise and expend moneys for County or district purposes.

Also—

Senate Bill No. 637:

A bill to be entitled An Act to provide for a distribution of funds received for the years A. D. 1932 and 1933 and which may be received by the County of Nassau, State of Florida, from race track funds under the provisions of Chapter 14832, Laws of Florida Acts of 1931, or any Acts amendatory or supplementary thereto, or any other race track Acts, and providing penalties for violation of this Act.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills and Joint Resolution contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Also—

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 19, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1180:

A bill to be entitled An Act authorizing, directing and ordering the City of Fort Myers, Florida, by and through its proper officers, to accept any and all bonds and interest coupons of said City in full payment of any and all tax certificates now held by said City, and also in full payment of all interest on street improvement assessments to the date of this Act becoming a law, and authorizing, ordering and directing the City of Fort Myers, Florida, by its proper officers,

to accept any and all past due bonds of the City in full payment of the taxes levied by said City for the year 1932; fixing the date when such bonds and interest coupons shall be offered to said City in payment of said indebtedness owing to the City, and providing a penalty for violation of this Act.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,

S. W. ANDERSON,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Whitaker moved that Senate Bill No. 706 be recalled from the House of Representatives.

Which was agreed to.

And it was so ordered.

Senator Caro moved that House Joint Resolution No. 20 be recalled from the House of Representatives.

Which was agreed to.

And it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Watson—

Senate Bill No. 752:

A Bill to be entitled An Act authorizing the County Commissioners of Counties having a population according to the last Federal census of not less than 140,000 and not more than 145,000 to adjust delinquent county taxes, and prescribing the conditions under which such adjustments may be made and the method of procedure.

Which was read the first time by its title only.

Senator Watson moved that the rules be waived and Senate Bill No. 752 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 752 was read a second time by title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 752 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 752 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—36.

Nays—None.

So the Bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 18, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendment,

Committee Substitute for Senate Bill No. 15:

A bill entitled An Act to fix the annual salaries of certain state officers and employees, and repealing Chapter 15720, Laws of Florida, Acts of 1931, relating to same subject.

Which amendment reads as follows:

Strike out everything after the enacting clause and insert in lieu thereof the following:

Section 1. That beginning July 1st, 1933, the annual salaries, of the several State officers and employees hereinafter mentioned, shall be the amount set opposite the title of such officer or employee, to-wit:

Governor	\$7,500.00
Secretary of State	5,000.00
Commissioner of Agriculture	5,000.00
Comptroller	5,000.00
State Treasurer	5,000.00
State Superintendent of Public Instruction	5,000.00
Attorney General	5,000.00
Chairman of State Road Department	4,800.00
Each of the four members of State Road Department	600.00
State Auditor	4,000.00
Adjutant General	3,600.00

Each Circuit Judge	5,000.00
Each Justice of the Supreme Court	6,000.00
Each State Attorney who is now entitled to receive, under the provisions of any law of the State of Florida, \$6,000.00 or more per annum	4,500.00
Each of the several State Attorneys entitled to receive \$4,500.00 under Chapter 15720, Laws of Florida, Acts of 1931	3,000.00
Each of the several State Attorneys now entitled to receive under the provisions of any law of the State of Florida, \$3,000.00 or more per annum, and whose salary is not otherwise provided in this Act	3,000.00

The above amounts so fixed, shall be the only compensation to be allowed for all services rendered by States Attorneys.

Each of the several Assistant State Attorneys entitled to receive \$3,600.00 under Chapter 10267, Laws of Florida, Acts of 1925, and entitled to receive \$4,200.00 under Chapter 11830, Laws of Florida, Acts of 1927	\$3,000.00
Court Reporters	900.00
Superintendent State Prison Farm	3,000.00
State Health Officer	4,000.00
State Veterinarian	3,600.00
Chairman State Railroad Commission	4,000.00
Each of two members of State Railroad Commission	3,600.00
State Geologist	3,600.00
Assistant State Geologist	2,400.00
State Chemist	3,000.00
Assistant State Chemist	2,100.00
Superintendent Florida State Hospital	3,000.00
President University of Florida	7,200.00
President Florida State College for Women	6,000.00
President Florida Agricultural and Mechanical School for Negroes	3,600.00
Superintendent Industrial School for Boys	3,600.00
Superintendent Industrial School for Girls	2,000.00
Superintendent Florida Farm Colony	3,000.00
President Florida School for Deaf and Blind	3,600.00
State Game Commissioner	3,600.00
Shell Fish Commissioner	3,600.00
Hotel Commissioner	3,600.00
Motor Vehicle Commissioner	3,600.00
State Service Officer	2,700.00
State Purchasing Agent	4,500.00
State Marketing Commissioner	3,600.00

Section 2. All of the salaries provided for in this Act shall be paid in equal monthly installments on warrants to be issued by the Comptroller.

Section 3. All laws and parts of laws in conflict herewith are hereby repealed, including any law passed at this Session of the Legislature in which a salary is provided.

Section 4. Chapter 15720, Laws of Florida, Acts of 1931, relating to the salary and fees of certain State officers and employees, be and the same is hereby repealed.

Section 5. This Act shall in no event be construed as an appropriation of any salary or salaries mentioned herein, but shall only be construed as an Act fixing the maximum amount of such salary or salaries to be paid only from monies specifically appropriated for such purpose by some other Act of the Legislature.

Section 6. The annual salaries of all other State officials and or employees of the State shall be in such amount as may be provided for such office or employment in the General Appropriation Bill for the biennium beginning July 1, 1933.

Section 7. This Act shall take effect July 1, 1933.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Committee Substitute for Senate Bill No. 15, contained in the above Message, was read by its title, together with House Amendment thereto.

Pending the consideration of the House Amendment to Committee Substitute for Senate Bill No. 15, the hour having arrived for the consideration of Senate Bill No. 580, as a Special Order Senator Stewart called a point of order.

Senator Gillis moved that the rules be waived and the further consideration of Senate Bill No. 580 be informally passed and the bill retain its place on the Calendar as a Special Order.

Which was agreed to by a two-thirds vote.

And it was so ordered.

And the Senate resumed the consideration of the House Amendment to Committee Substitute for Senate Bill No. 15.

Senator Anderson offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, strike out the words and figures: Superintendent, Florida State Hospital, \$3,000.00 and insert in lieu thereof the following:

Superintendent, Florida State Hospital. \$4,000.00

Senator Anderson moved the adoption of the amendment to House Amendment.

Which was agreed to.

And the amendment to the House Amendment to Committee Substitute for Senate Bill No. 15 was adopted.

Senator Getzen offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, line 35 (typewritten bill,) strike out the words: Reference—State Purchasing Agent.

Senator Getzen moved the adoption of the amendment to the House Amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Getzen to the House Amendment to Committee Substitute for Senate Bill No. 15 the roll was called and the vote was:

Yeas—Senators Anderson, Andrews, Bass, Beacham, Black, Caro, Dell, English, Gary, Getzen, Gillis, Hilburn, Holland, Larson, Lundy, MacWilliams, Mann, Parker, Raulerson, Sikes, Whitaker—21.

Nays—Mr. President; Senators Butler, Chowning, Clarke, Hale, Harrison, Hodges, Lewis, Parrish, Shelley, Shivers, Stewart, Turner, Watson—14.

Which was agreed to.

And the amendment to the House Amendment to Committee Substitute for Senate Bill No. 15 was adopted.

Senator Parrish offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, lines 44, 45 and 46 of the House Amendment to Committee Substitute for Senate Bill No. 15, strike out the words and figures:

Chairman of the Railroad Commission \$4,000.00
Each of two members of the Railroad Commission, \$3,600.00

And insert in lieu thereof the following:

Chairman of the Railroad Commission \$4,500.00
Each of two members of the Railroad Commission, \$4,000.00

Senator Parrish moved the adoption of the amendment to the House Amendment.

Which was agreed to.

And the amendment to the House Amendment to Committee Substitute for Senate Bill No. 15 was adopted.

Senator Dell offered the following amendment to House Amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, line 2, strike out the figures \$3,000 after words Supt. Farm Colony and insert in lieu the following: \$3,600.00.

Senator Dell moved the adoption of the amendment to the House Amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Dell to the House Amendment the Committee Substitute for Senate Bill No. 15 the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Black, Butler, Caro, Chowning, Clarke, Dell, English, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Parrish, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—25.

Nays—Senators Andrews, Bass, Beacham, Gary, Gillis, Gomez, Lundy, MacWilliams, Mann, Parker, Raulerson—11.

Which was agreed to.

And the amendment to the House Amendment to Committee Substitute for Senate Bill No. 15 was adopted.

Senator Hodges offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 15:

In Section One, after the words State Chemist, strike out the figures 3,000 and insert in lieu thereof the following: 3,600.

Senator Hodges moved the adoption of the amendment to the House Amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Hodges to the House Amendment to Committee Substitute for Senate Bill No. 15 the roll was called and the vote was:

Yeas—Senators Anderson, Black, Butler, Caro, Chowning, Dell, English, Gary, Hale, Harrison, Hodges, Holland, Lewis, Parrish, Shelley, Shivers, Sikes, Turner, Watson, Whitaker—20.

Nays—Mr. President; Senators Andrews, Bass, Beacham,

Clarke, Getzen, Gillis, Gomez, Hilburn, Larson, Lundy, Mac-Williams, Mann, Parker, Raulerson, Rose, Stewart—17.

Which was agreed to.

And the amendment to the House Amendment to Committee Substitute for Senate Bill No. 15 was adopted.

Senator English offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 15:

Strike out the words: "Each of the several State Attorneys entitled to receive \$4,500 under Chapter 15720, Laws of Florida Acts of 1931 \$3,000" and insert in lieu thereof the following: "Each of the several State Attorneys entitled to receive \$4,500 under Chapter 15720, Laws of Florida, Acts of 1931. \$3,600."

Senator English moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 15.

Which was not agreed to.

Senator Gillis moved that the Senate do concur in the House Amendment, as amended, to Committee Substitute for Senate Bill No. 15.

Which was agreed to.

And the Senate concurred in the House Amendment, as amended, to Committee Substitute for Senate Bill No. 15.

And the action of the Senate was ordered immediately certified to the House of Representatives.

Senator Rose moved that the Senate do reconsider the vote by which Senate Resolution No. 26 passed the Senate.

And the motion went over under the rule.

The hour having arrived for the consideration of Senate Bill No. 580, as a Special Order, Senator Holland moved that the rules be waived and the further consideration of Senate Bill No. 580 be informally passed and the bill retain its place on the Calendar as a Special Order.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Holland moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 175 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 175:

A bill to be entitled An Act providing for the supervision and fiscal control of certain political subdivisions and taxing units by the Governor, the Comptroller and the Treasurer as and constituting the "Board of Administration" under certain conditions. Prescribing certain powers and duties for the Governor, the Comptroller and the Treasurer, as and constituting the Board of Administration; providing for the appointment of Administrative Agents and for other appointments and employments; Providing for the refunding, adjustment or compromise of funded and unfunded obligations of political subdivisions and taxing units under the direction of the Board of Administration; Providing for the revisions of Tax Rolls of political subdivisions and taxing units under certain conditions: Providing for the Supervision and regulation of Tax Levies, Assessments and Tax Collecting and regulating the terms on which Tax Certificates may be redeemed or sold and the price therefore; Providing for the Promulgation of Rules; Regulations; Orders and Findings by said Board, and the force and effect thereof and for certain presumptions in respect thereto, and prescribing penalties for the violation thereof; Providing for the direction and for the cooperation of the State Auditor and State Auditing Department; Providing for the Admissibility of Certified copies of certain records in evidence, and repealing all laws or parts of laws in conflict herewith.

Was taken up out of its order.

Senator English moved that the rules be further waived and Senate Bill No. 175 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 175 was read a second time by title only.

The following Committee Substitute to Senate Bill No. 175:

A bill to be entitled an act providing for the fiscal supervision under the State Police power of certain political units and taxing districts by the Board of Administration, as now constituted by law, consisting of the Governor, Comptroller and Treasurer, prescribing certain powers and duties for the Board of Administration providing for employment of a Secretary and other agents and employees and the payment of salaries and expense; providing for a system of filing and accounting and for reports by certain political units and taxing districts; providing for a survey of the resources of cer-

tain political units and taxing districts and a determination by the Board of Administration as to the ability of each such unit or taxing district to pay not only current but its total obligations; providing that the Board of Administration may determine a maximum millage based upon ability of each such unit to pay and such determination to be prima facie evidence as to such ability for any year; providing that certain political units and taxing districts shall not levy more than the maximum millage so determined by the Board; providing for the adjustment of tax certificates and omitted taxes; providing for assessment of certain units; providing for a budgetary control of certain political units and taxing districts; providing for the refunding, adjustment or compromise of the funded obligations of certain political units and taxing districts under the supervision and control of the Board of Administration; providing for the sale of bonds of certain political units and taxing districts; providing for ratable distribution of the funds or certain political units and taxing districts to creditors under certain conditions; prescribing certain duties and limitations upon bond creditors of certain political units and taxing districts; providing for rules, regulations, orders and findings by the Board and their effect and presumptions; prescribing certain penalties for violations of this Act or reasonable rules, orders or regulations hereunder; providing duties for certain local officials and their employees; providing for the use of the State Auditor and Auditing Department, providing for certain records and copies and their admissibility in evidence, and repealing all laws or parts of laws in conflict herewith.

Was taken up and read by its title only.

Senator Holland moved that the rules be waived and the Committee Substitute for Senate Bill No. 175 be read a second time in full.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 175 was read a second time in full.

Senator Holland offered the following amendment to the Committee Substitute for Senate Bill No. 175:

In Section 12, line 1 of Sub-section B (typewritten bill), strike out the word "shall" at the end of the first line and insert in lieu thereof the following: "may".

Senator Holland moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Whitaker moved that the rules be waived and the Senate do now take up the consideration of Messages from the House of Representatives out of their order.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., May 22, 1933.

Hon. T. G. Futch,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives returns herewith, as requested by the Senate:

By Senator Whitaker—
Senate Bill No. 706:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to employ a County Attorney and providing that said County Attorney shall be the legal advisor of and shall represent, in all matters of litigation or otherwise, all political subdivisions, governmental agencies and special tax or other districts thereof, and all officers, boards and commissions of said County, and prohibiting all political subdivisions, governmental agencies and special tax or other districts thereof, and all officers, boards and commissions of said County, from employing any other attorney or legal advisor, to be paid for from the public funds, except municipalities within said County and political subdivisions, governmental agencies and special tax or other districts located partly within said County and partly without said County; to fix the compensation of the said County Attorney; providing for the appointment of two assistants to the County Attorney and fixing the compensation of each; providing for office help and expenses for said County Attorney; providing offices and supplies for said County Attorney and prohibiting the employment by said County or any subdivision, agency, district, officer, board or commission of said County, of any other attorney, by contract or otherwise, for the foreclosure of tax levies or certifi-

cates or special assessments of any kind and providing that said County Attorney or Assistant County Attorneys shall not receive any compensation other than is fixed in this Act, and providing that said County Attorney give a bond, conditioned upon the faithful performance of his duties and for a true accounting of all property or money of the County that may come into his possession.

For further consideration.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 706, contained in the above Message, was read by its title only.

Senator Whitaker moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 706 passed the Senate.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 706 passed the Senate.

By unanimous consent Senator Whitaker withdrew Senate Bill No. 706.

The consideration of Committee Substitute for Senate Bill No. 175 was resumed.

Senators Rose and Holland offered the following amendment to Committee Substitute for Senate Bill No. 175:

In Section 20, (typewritten bill), at the beginning of Sub-section B and before the first word thereof insert the following: That in the case of any unit or municipal unit coming under the provisions of this Act where the local officers fail or refuse in the judgment of the Board to carry on negotiations with the holders of their refundable indebtedness leading to the refunding of such refundable indebtedness on a basis approved by the Board or in case where they have failed within one year from the passage of this act to obtain the consent of at least 50% of the holders of their refundable indebtedness to any refunding agreement which meets the approval of the Board.

Senator Holland moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senators Holland and Rose, the hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:00 o'clock P. M. until 3:00 o'clock P. M. this day.

AFTERNOON SESSION

The Senate convened at 3:00 o'clock P. M. pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

A quorum present.

By Senator Holland:

Senate Bill No. 753:

A bill to be entitled An Act to amend Sections 3, 4, 5, 7, 67, 74, 75, 81, 84, 85, 86 and 102 of the charter of the City of Winter Haven, same being Chapter 11299, Special Acts, laws of Florida of the year A. D. 1925, entitled: "An Act to validate and legalize an election held in and for the City of Winter Haven on the 27th day of November, A. D. 1923; to validate and legalize the Charter of the City of Winter Haven, which was adopted by the electors of said City at said election held on the 27th day of November, A. D. 1923; and to validate and legalize all contracts, municipal assessments, ordinances and resolutions, appointments and election of officers, and all other Acts which have been done and by virtue of said Charter, and providing a form and method of government for said City of Winter Haven;" to prescribe the time for the completion of assessment rolls, the levy of taxes, the sitting of the equalization board, the payment of taxes and the closing of tax books relating to the lien and collection of taxes; to prescribe the manner and method of calling and holding certain regular elections, the qualification of voters in certain regular elections; to prescribe the manner and method of calling and holding the first election under this Act and the qualifications of voters at said first election under this Act; to provide that the present incumbents as commissioners hold office until their successors are elected and qualified; providing for the repeal of all laws or parts of laws in conflict with this Act;

providing for a referendum, for the approval or disapproval of this Act; and providing for other matters germane thereto.

Which was read the first time by its title only.

Senator Holland moved that the rules be waived and Senate Bill No. 753 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 753 was read a second time by title only.

Senator Holland moved that the rules be further waived and Senate Bill No. 753 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 753 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

By Senator Chowning—

Senate Bill No. 754:

A bill to be entitled An Act to authorize the Council of the Town of Edgewater, Volusia County, Florida, to borrow money or to contract a loan for the use and benefit of the town and to pledge the funds, credit and property of the corporation for the redemption of such loan or loans.

Which was read the first time by its title only.

Senator Chowning moved that the rules be waived and Senate Bill No. 754 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 754 was read a second time by title only.

Senator Chowning moved that the rules be further waived and Senate Bill No. 754 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 754 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

By Senator Whitaker—

Senate Bill No. 755.

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to employ a county attorney and providing that said County Attorney shall be the legal advisor of and shall represent, in all matters of litigation or otherwise, all political subdivisions, governmental agencies and special tax or other districts thereof, and all officers, boards and commissions of said County, and prohibiting all political subdivisions, governmental agencies and special tax or other districts thereof, and all officers, board and commissions of said County, from employing any other attorney or legal advisor, to be paid for from the public funds, except municipalities within said County and political subdivisions, governmental agencies and special tax or other districts located partly within said County and partly without said County; to fix the compensation of the said County attorney providing for the appointment of two assistants to the County Attorney and fixing the compensation of each; providing for office help and expenses for said County Attorney; providing offices and supplies for said County Attorney and prohibiting the employment by said County or any subdivision, agency, district, officer, board or commission of said County, of any other attorney, by contract or otherwise, for the foreclosure of tax levies or certificates or special assessments of any kind and providing that said County Attorney or assistant County Attorneys shall not receive any compensation other than is fixed in this Act; and providing that said County Attorney give a bond, conditioned upon the faithful performance of his duties and for a true accounting

of all property or money of the County that may come into his possession.

Which was read the first time by its title only.

The following proof of publication was attached to Senate Bill No. 755 when it was introduced in the Senate:

STATE OF FLORIDA,

COUNTY OF HILLSBOROUGH

Before me, the undersigned authority, personally appeared J. S. Mims, who on oath does solemnly swear that he has knowledge of the matters stated herein. That a notice stating the substance of a contemplated law or proposed bill relating to:

"An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to employ a County Attorney, and providing that said County Attorney shall be the legal advisor of and shall represent in all matters of litigation or otherwise, all political subdivisions, governmental agencies and special tax or other districts thereof, and all officers, Boards and Commissions of said County, and prohibiting all political subdivisions, Governmental agencies and special tax or other districts thereof, and all officers, Boards and Commissions of said County from employing any other Attorney or legal advisor to be paid for from public funds, except municipalities within said county and political subdivisions, governmental agencies and special tax or other districts located partly within said county and partly without said county; to fix the compensation of the said County Attorney; providing for the appointment of two Assistants to the County Attorney and fixing the compensation of each; providing for office help and expenses for said County Attorney; providing offices and supplies for said County Attorney and prohibiting the employment by said County or any subdivision, agency, district, officer, board or commission of said County of any other Attorney by contract or otherwise for the foreclosure of tax levies or certificates or special assessments of any kind, and providing that the said County Attorney or Assistant County Attorneys shall not receive any compensation other than as fixed in this Act, and providing that said County Attorney give a bond conditioned upon the faithful performance of his duties and for a true accounting of all property or money of the County that may come into his possession."

The purpose of the above Act is to empower the Board of County Commissioners of Hillsborough County to employ a County Attorney with two Assistant County Attorneys, two stenographers, providing him with offices and supplies, and requiring each and every political subdivision, governmental agency, special tax or other district, and all officers, boards and Commissions of said County to be advised and represented by said County Attorney in all matters in litigation, or otherwise pertaining to them. Said Act will prohibit the employment of any other Attorney by any of the political subdivisions, governmental agencies and special tax or other districts, and prohibit all officers, Boards and Commissions of said County from employing any other attorney to represent them. Said Act will require the giving of a bond by the County Attorney to provide for the compensation to be paid to the County Attorney, the two Assistant County Attorneys, and the two stenographers;

has been published at least thirty days prior to this date by being printed in the issue of April 1, 1933, of the Tampa Morning Tribune, a newspaper published in Hillsborough County, Florida, which county is the county where the matter or thing to be affected by the contemplated law is situated. That the copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

Affiant further states that he is Vice President of The Tampa Morning Tribune, the newspaper in which said notice was published.

Affiant further says that the above named newspaper has been continuously published daily in Hillsborough County, Florida, for more than one year immediately preceding the first publication of this notice and was during all of such time and now is entered as second-class mail matter in the United States Post Office in Tampa, Hillsborough County, Florida.

J. S. MIMS,

Sworn to and subscribed before me, this the 12th day of May A. D. 1933

HORACE L. NEVIN,

Notary Public.

(Seal)

My commission expires January 9, 1936.

Notice to Public

Please take notice that there will be introduced in the Legislature of the State of Florida convening at Tallahassee, Florida, on the 4th day of April, A. D. 1933, an Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to employ a County Attorney, and providing that said County Attorney shall be the legal advisor of and shall represent in all matters of litigation or otherwise, all political subdivisions, governmental agencies and special tax or other districts thereof, and all officers, Boards and Commissions of said County, and prohibiting all political subdivisions, Governmental agencies and special tax or other districts thereof, and all officers, Boards and Commissions of said county from employing any other Attorney or legal advisor to be paid for from public funds, except municipalities within said county and political subdivisions, governmental agencies and special tax or other districts located partly within said county and partly without said county; to fix the compensation of the said County Attorney; providing for the appointment of two Assistants to the County Attorney and fixing the compensation of each; providing for office help and expenses for said County Attorney; providing offices and supplies for said County Attorney and prohibiting the employment by said County or any subdivision, agency, district, officer, board or commission of said county of any other attorney by contract or otherwise for the foreclosure of tax levies or certificates or special assessments of any kind, and providing that the said County Attorney or Assistant County Attorneys shall not receive any compensation other than as fixed in this Act, and providing that said County Attorney give a bond conditioned upon the faithful performance of his duties and for a true accounting of all property or money of the County that may come into his possession.

The purpose of the above Act is to empower the Board of County Commissioners of Hillsborough County to employ a County Attorney with two Assistant County Attorneys, two stenographers, providing him with offices and supplies, and requiring each and every political subdivision, governmental agency, special tax or other district, and all officers, Boards and Commissions of said County to be advised and represented by said County Attorney in all matters in litigation, or otherwise pertaining to them. Said Act will prohibit the employment of any other Attorney by any of the political subdivisions, governmental agencies and special tax or other districts, and will prohibit all officers, Boards and Commissions of said County from employing any other Attorney to represent them. Said Act will require the giving of a bond by the County Attorney to provide for the compensation to be paid to the County Attorney, the two Assistant County Attorneys and the two stenographers.

PAT WHITAKER.

HARRY N. SANDLER.

HENRY M. KILGORE.

Senator Whitaker moved that the rules be waived and Senate Bill No. 755 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 755 was read a second time by title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 755 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 755 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives the rule being waived.

By Senator Lundy—

Senate Bill No. 756:

A Bill to be entitled An Act authorizing the Board of County Commissioners of Santa Rosa County, Florida, to transfer certain monies from the special Road and Bridge District Fund to the General Road and Bridge Fund and expend certain balances of Special Road and Bridge District Funds for the construction of a certain road.

Which was read the first time by its title only.

Senator Lundy moved that the rules be waived and Senate Bill No. 756 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 756 was read a second time by title only.

Senator Lundy moved that the rules be further waived and Senate Bill No. 756 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 756 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

By Senator Lundy—
Senate Bill No. 757:

A bill to be entitled An Act authorizing the Board of County Commissioners in Santa Rosa County, Florida, to make certain transfers from the outstanding indebtedness fund of said county in the budget appropriated for the year ending September 30, 1933, to give the effect of the funds so transferred of appropriations and to permit certain transfers from item to item within the General Road and Bridge Fund of said County.

Which was read the first time by its title only.

The following proof of publication was attached to Senate Bill No. 757 when it was introduced in the Senate:

NOTICE OF PROPOSED LOCAL LEGISLATION

Notice is hereby given that during this session of the Legislature of Florida there will be introduced the necessary bill or bills permitting of the following transfers of funds, to-wit:

\$1,000 from Special Road and Bridge district bond funds to the General Road and Bridge Fund.

\$724.92 from funds derived from distribution of Race Track Fund now budgeted for the Outstanding Indebtedness Fund to the General Fund for the purpose of reimbursing the Board of Public Instruction for commissions erroneously paid on tax collections properly chargeable to the General Fund.

\$1,000 from funds derived from said Race Track Fund to the General Fund.

\$1,000 from funds derived from said Race Track Fund to the Road and Bridge Fund

\$571.53, being the balance for care and feed of live stock, from that item to the contingent item in the Road and Bridge Fund.

Authorizing the Board of County Commissioners to expend any balances in the sinking funds of Special Road and Bridge District No. 5 and any balances in the bond funds of Special Road and Bridge District No. 8, in the construction of a road or highway from State Road No. 53 westwardly to a point at or near Pensacola Bay.

By order of Board of County Commissioners.

C. H. OVERMAN,
Chairman.

Attest:

G. H. LEONARD,
Clerk.

STATE OF FLORIDA,
SANTA ROSA COUNTY.

Before the undersigned, Clerk of the Circuit Court in and for Santa Rosa County, Florida, personally appeared Ed Straughn, who being duly sworn, svs upon oath that he is the publisher of The Milton Gazette, a newspaper published in the Town of Milton, County of Santa Rosa, State of Florida; that said newspaper was being published on the 13th day of April, 1933, and had been continuously printed and published at least once each week, and had been entered as second-class matter in the Milton Post Office in Santa Rosa County, Florida, for a period of more than one year next preceding the first insertion of said notice, hereto attached, in said paper; that said newspaper has been published in accordance with the laws of the State of Florida and particularly the Act of the Legislature of the State of Florida, approved May 20th, 1931, and that the notice in re:

Local Legislation a true copy of which is hereto attached, was published in the said newspaper once a week for the full term and period of 4 consecutive weeks, beginning on the 13th day of April 1933, the other dates being as follows:

April 20, 27-May 4, 11, 1933.

ED STRAUGHN,
Publisher.

Sworn to and subscribed before me this 11th day of May, 1933.

G. H. LEONARD,
Circuit Clerk.

Senator Lundy moved that the rules be waived and Senate Bill No. 757 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 757 was read a second time by title only.

Senator Lundy moved that the rules be further waived and Senate Bill No. 757 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 757 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

By Senator Shelley—
Senate Bill No. 753:

A bill to be entitled An Act to provide for the disposition of funds that may be received by the County of Wakulla, State of Florida, from Race Track Funds, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any acts amendatory or supplementary thereto, or any other race track Acts.

Which was read the first time by its title only.

Senator Shelley moved that the rules be waived and Senate Bill No. 758 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 758 was read a second time by title only.

Senator Shelley moved that the rules be further waived and Senate Bill No. 758 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 758 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President: Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

By Senator Shelley—
Senate Bill No. 759:

A bill to be entitled An Act to provide for the disposition of funds that may be received by the County of Liberty, State of Florida, from Race Track Funds, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory or supplementary thereto, or any other Race Track Acts.

Which was read the first time by its title only.

The following Proof of Publication was attached to Senate Bill No. 759 when it was introduced in the Senate:

NOTICE

Notice is hereby and herewith given that I shall apply to the 1933 Legislature of Florida for the passage of an Act, the purpose and intent being for the applying all monies received by Liberty County, Florida, from the Fund or Funds distributed to Liberty County, Florida, by the State Treasurer of Florida, by him received from what is known as the State Racing Fund and Revenues, to be hereafter by the State Treasurer of the State of Florida paid to the Board of Public Instruction of Liberty County, Florida, for the sole purpose and purposes of paying outstanding and past due indebtedness of the Board of Public Instruction of Liberty County, Florida. This notice

given to comply with the Constitution for the passage of Legislation having local application.

W. P. SHELLEY.

STATE OF FLORIDA
COUNTY OF LIBERTY.

Before the undersigned authority personally appeared Alwin C. Weaver, who being first duly sworn, deposes and says that he has knowledge of the matters stated herein that a notice stating the substance of a contemplated law or proposed bill relating to the passage of an Act, the purpose and intent being for the applying all monies received by Liberty County, Florida, for the fund or funds distributed to Liberty County, Florida by the State Treasurer of Florida by him received from what is known as the State Racing Fund and Revenues, and that same has been published at least thirty days prior to this date, by being printed in the Bristol Free Press, a weekly newspaper published at Bristol, Liberty County, Florida, in the issues of April 13th, April 20th, April 27th, May 4th, and May 11, A. D. 1933. That a copy of this notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law.

ALWIN C. WEAVER,
Publisher, Bristol Free Press.

Sworn to and subscribed before me this the 19th. day of May, A. D. 1933.

(Seal) R. H. WEAVER,
Notary Public, State of Florida
at Large.

My commission Expires Jan. 7, 1936.

Senator Shelley moved that the rules be waived and Senate Bill No. 759 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 759 was read a second time by title only.

Senator Shelley moved that the rules be further waived and Senate Bill No. 759 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 759 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

By Senator Beacham—

Senate Bill No. 760:

A bill to be entitled An Act providing that any insurance policy procured from any person, firm or corporation licensed by the State of Florida to act as an insurance agent, shall be taken and admitted in evidence in the Courts of the State of Florida as prima facie evidence of the due execution of such policy; and providing that if, in any action on such policy, the defendant shall deny the execution thereof, upon proof that such policy was procured by, from, or at the hands of any person, firm, or corporation licensed by the State of Florida to act as insurance agent, such policy shall be admitted in evidence in the Courts of this State as prima facie evidence of its due execution, and that burden of proof to disprove the execution of such policy shall be upon defendant.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Lewis—

Senate Bill No. 761:

A bill to be entitled An Act providing for the payment to the Board of Public Instruction for Jackson County, Florida, of any money to be received from the State Treasurer, or any other State agency by Jackson County, or the Board of County Commissioners thereof, under any law now existing or hereafter passed relating to the distribution of money among the several Counties of the State arising from the operation of race tracks, and providing for the use of such money by said Board of Public Instruction.

Which was read the first time by its title only.

The following proof of publication was attached to Senate Bill No. 761 when it was introduced in the Senate:

STATE OF FLORIDA
COUNTY OF JACKSON.

Before the undersigned authority personally appeared John C. Winslett, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the payment to the Board of Public Instruction for Jackson County, Florida, of any money to be received from the State Treasurer, or any other State agency by Jackson County, or the Board of County Commissioners thereof, under any law now existing or hereafter passed relating to the distribution of money among the several counties of the State arising from the operation of race tracks, and providing for the use of such money by said Board of Public Instruction, has been published at least thirty days prior to this date by being printed in the issues of April 14, April 21, April 28, May 5 and May 12, 1933 of the Marianna Floridan, a newspaper published in Jackson County, Florida, in accordance with the provisions and requirements of Chapter 14830, Laws of Florida, Acts of 1931; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, such copy of the notice so published is by reference made a part of this affidavit.

JOHN C. WINSLETT.

Sworn to and subscribed before me this 19th day of May, A. D. 1933.

BLANCHE JUSTIN,

Notary Public.

My Commission Expires Nov. 1, 1933.

(Seal)

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF
LOCAL LAW

Notice is hereby given that the undersigned intend to apply to the Legislature of the State of Florida during the 1933 session now pending, for the passage of a local law, the substance of which is as follows:

That any money received from the State Treasurer, or from any other State agency by Jackson County, Florida, or the Board of County Commissioners thereof, under any law now existing, or hereafter passed relative to the distribution of money among the several Counties of the State of Florida arising from the operation of race tracks in the State, be paid over by the agency directed by law to receive and disburse said money, to the Board of Public Instruction for Jackson County, Florida, to be used for the payment of the outstanding indebtedness of said board, or if it be held that such money cannot be used for the payment of such outstanding indebtedness that it be paid over to said board to be placed in the county school fund of said county.

This April 13, 1933.

J. T. DUNCAN,

R. B. BEALL,

A. L. WILLIAMS,

C. P. FINLAYSON.

Senator Lewis moved that the rules be waived and Senate Bill No. 761 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 761 was read a second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 761 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 761 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

Senator Mann moved that the President be authorized and directed to withhold his signature from House Bill No. 1016, as enrolled.

Which was agreed to.

And it was so ordered.

Committee Substitute for Senate Bill No. 175:

A bill to be entitled An Act providing for the fiscal supervision under the State police power of certain political units and taxing districts by the Board of Administration, as now constituted by law, consisting of the Governor, Comptroller and Treasurer; prescribing certain powers and duties for the Board of Administration; providing for employment of a secretary and other agents and employees and the payment of salaries and expense; providing for a system of filing and accounting and for reports by certain political units and taxing districts; providing for a survey of the resources of certain political units and taxing districts and a determination by the Board of Administration as to the ability of each such unit or taxing district to pay not only current but its total obligations; providing that the Board of Administration may determine a maximum millage based upon ability of each such unit to pay and such determination to be prima facie evidence as to such ability for any year; providing that certain political units and taxing districts shall not levy more than the maximum millage so determined by the board; providing for the adjustment of tax certificates and omitted taxes; providing for assessment of certain units; providing for a budgetary control of certain political units and taxing districts; providing for the refunding, adjustment, or compromise of the funded obligations of certain political units and taxing districts under the supervision and control of the Board of Administration; providing for the sale of bonds of certain political units and taxing districts; providing for ratable distribution of the funds of certain political units and taxing districts to creditors under certain conditions; prescribing certain duties and limitations upon bond creditors of certain political units and taxing districts; providing for rules, regulations, orders and findings by the Board and their effect and presumptions; prescribing certain penalties for violations of this Act or reasonable rules, orders or regulations hereunder; providing duties for certain local officials and their employees; providing for the use of the State Auditor and Auditing Department providing for certain records and copies and their admissibility in evidence, and repealing all laws or parts of laws in conflict herewith.

Which was pending amendment at the hour of recess as a Special Order, was taken up.

The following amendment offered by Senators Rose and Holland was pending adoption at the hour of recess:

In Section 20 (typewritten bill), at the beginning of Subsection B and before the first word thereof, insert the following: That in case of any unit or municipal unit coming under the provisions of this Act when the local officers fail or refuse in the judgment of the board to carry on negotiations with the holders of their refundable indebtedness leading to the refunding of such refundable indebtedness on a basis approved by the board, or in case where they have failed within one year from the passage of this Act to obtain the consent of at least 50 per cent of the holders of their refundable indebtedness to any refunding agreement which meets the approval of the board.

Senator Holland moved the adoption of the amendment. Which was agreed to.

And the amendment was adopted.

Senators Rose and Holland also offered the following amendment to Committee Substitute for Senate Bill No. 175:

After Section 25 add a new section to be known as Section 25½:

In the case of any unit or municipal unit which has prior to the passage of this Act reached an agreement with the representatives of the holders of not less than 50 per cent in the amount of its refundable indebtedness, such unit shall be subject to the provisions of this Act only upon petition of its governing body by which petition such unit may avail itself of the provisions of this Act. Provided, however, that in the event any such unit should not obtain the consent to such refunding agreement of at least 75 per cent of the holders of its refundable indebtedness within one year after this Act becomes a law then such unit shall automatically and completely come under the provisions of this Act.

Senator Holland moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Getzen offered the following amendment to Committee Substitute for Senate Bill No. 175:

Add as a section: Providing that the provisions of this Act shall or will not repeal, alter or change any of the pro-

visions of any special or local law at the time this Act becomes a law.

Senator Getzen moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Getzen the roll was called and the vote was:

Yeas—Mr. President; Senators Beacham, Chowning, Getzen, Mann, Raulerson, Whitaker—7.

Nays—Senators Anderson, Bass, Butler, Clarke, Dell, English, Gary, Gillis, Gomez, Hale, Hodges, Holland, Larson, Lewis, Lundv MacWilliams, Murphy, Parker, Parrish, Rose, Shelley, Shivers, Sikes, Turner, Watson—25.

Which was not agreed to.

Senator MacWilliams offered the following amendment to Committee Substitute for Senate Bill No. 175:

In Section 1, line 29 (typewritten bill), insert the following: the Attorney General, Secretary of State.

Senator MacWilliams moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Whitaker offered the following amendment to Committee Substitute for Senate Bill No. 175:

Under Section 5 strike out all of subsection or subdivision B. Senator Whitaker moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Whitaker, Senator Anderson moved that the rules be waived and the further consideration of the Committee Substitute for Senate Bill No. 175, as amended, with pending amendment, be informally passed retaining its place on the Calendar as a Special Order.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Anderson moved that the rules be waived and the Senate take up for consideration during the remainder of the afternoon session Local Bills, Road Designation Bills and Pension Bills only.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Beacham moved that the Senate do now adjourn. Which was not agreed to.

By unanimous consent Senator Watson withdrew Senate Joint Resolution No. 32.

Senator MacWilliams moved that Senate Bill No. 748 be withdrawn from the Calendar of Local Bills and placed on the Calendar of Bills on second reading, without reference.

Which was agreed to.

And it was so ordered.

Senator MacWilliams moved that the Senate do reconsider the vote by which Senate Bill No. 744 passed the Senate. And the motion went over under the rule.

Senator MacWilliams moved that the Senate do reconsider the vote by which Senate Bill No. 743 passed the Senate. And the motion went over under the rule.

Senator Gomez requested that Senate Bill No. 447 be recalled from the Committee on Public Roads and Highways and placed on the Calendar of Bills on second reading, without reference, under the rule.

And it was so ordered.

Senator Stewart moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 727 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 727:

A bill to be entitled An Act to amend Section 7 of Chapter 10123, Laws of Florida, Acts of 1925, relating to and fixing the license to be paid by wholesale and retail fish dealers in the State of Florida.

Was taken up out of its order and read a third time in full. Upon call of the roll the roll disclosed the lack of a quorum present.

Whereupon the further consideration of Senate Bill No. 727 was informally passed retaining its place on the Calendar, pending roll call.

Senator Whitaker moved that the Senate do now adjourn. Which was agreed to.

And the Senate stood adjourned at 3:55 o'clock P. M. until 10:30 o'clock A. M. Tuesday, May 23, 1933.